



Serial No.: 10/064,449

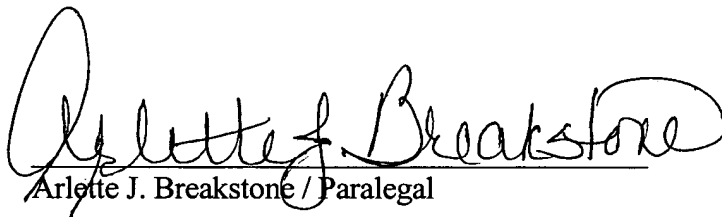
Our File No.: 10682.3801

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY that the following correspondence: Amendment Transmittal Letter (in Duplicate); Amendment; and a Return Postcard for confirmation of receipt is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on **this 10<sup>th</sup> day of February, 2004.**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code.

Any additional charges, including extension of time, please bill our Account No. 13-1130.

  
Arlette J. Breakstone / Paralegal

Date: February 10, 2004

**MALIN, HALEY & DiMAGGIO, P.A.**  
Customer No. 22235  
1936 South Andrews Avenue  
Fort Lauderdale, Florida 33316  
(954) 763-3303

**RECEIVED**  
FEB 19 2004  
**GROUP 3600**



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

February 10, 2004

In re application of : GIRALT, Pedro P.  
Serial No. : 10/064,449  
Filed : July 16, 2002  
For : **APPARATUS FOR PEDESTRIAN RAILING  
AND METHOD OF MAKING**  
Examiner : MacArthur, Victor L.  
Art Unit : 3679  
Our File No. : 10682.3801

**REVISED AMENDMENT**

**RECEIVED**  
FEB 19 2004  
**GROUP 3600**

Mail Stop Non Fee Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Examiner's Notice of Non-Compliant Amendment dated February 3, 2004, this amendment is submitted. Applicant submits hereinwith "Amendments to the Claims Only."

Claims 1 through 5 are pending in the application. Claims 6 and 7 have been withdrawn from consideration due to a restriction requirement by the Examiner.

The amendment to claims 1 through 5 is shown on pages 2 through 5 herein.

The remarks begin on page 6.

41.  
In re Application of  
Serial No  
Filed  
For



GIRALT, Pedro P.  
10/064,449  
July 16, 2002

# APPARATUS FOR PEDESTRIAN RAILING AND METHOD OF MAKING

3679  
Case Docket No. 10682.3801

Mail Stop Non-Fee Amendment  
COMMISSIONER FOR PATENTS  
Alexandria, VA 22313-1450

## AMENDMENT TRANSMITTAL LETTER

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FEB 19 2004

GROUP 3600

Sir:

- ☒ Transmitted herewith is an amendment in the above-identified application.
- ☒ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a statement previously submitted.
- ☐ No additional fee is required.

The fee has been calculated as shown below:

(Col. 1)			(Col. 2)		(Col. 3)	SMALL ENTITY		OTHER THAN A SMALL ENTITY		
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PAID FOR	PRESENT EXTRA		RATE	ADDIT. FEE	OR	RATE	ADDIT. FEE
TOTAL	* 5	MINUS	** 7	= 0		x\$ 9	\$ 0.00		x\$18	\$
INDEP	* 1	MINUS	*** 3	= 0		x\$42	\$ 0.00		x\$84	\$
<div></div> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						x\$140	\$ 0.00		X\$280	\$
						TOTAL ADDIT. FEE	\$0.00	OR		\$

- ☐ Please charge our Deposit Account No. 13-1130 in the amount of \$. A duplicate copy of this sheet is attached.
- ☐ A Request for a One-Month Extension of Time together with a check in the amount of \$\_\_\_ for the fee is attached.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 13-1130. A duplicate copy of this sheet is attached.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☐ Any patent application processing fees under 37 CFR 1.17.
- ☒ If there are any additional charges, including extensions of time, please bill our Deposit Account No. 13-1130.

MALIN, HALEY & DiMAGGIO, P.A.  
1936 South Andrews Avenue  
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Respectfully submitted,

Barry L. Haley, Reg. No. 25,389

CLIENT NO. 22235

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